

OFFICIAL

Revision: HCFA-AT-85-3 (BERC)
FEBRUARY 1985

SUPPLEMENT 9 TO ATTACHMENT 2.6-A
Page 1

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: NEW JERSEY

TRANSFER OF RESOURCES

1902(f) and 1917
of the Act

The agency provides for the denial of eligibility by reason of disposal of resources for less than fair market value.

A. Except as noted below, the criteria for determining the period of ineligibility are the same as criteria specified in section 1613(c) of the Social Security Act (Act).

1. Transfer of resources other than the home of an individual who is an inpatient in a medical institution.

a. 1 The agency uses a procedure which provides for a total period of ineligibility greater than 24 months for individuals who have transferred resources for less than fair market value when the uncompensated value of disposed of resources exceeds \$12,000. This period bears a reasonable relationship to the uncompensated value of the transfer. The computation of the period and the reasonable relationship of this period to the uncompensated value is described as follows:

TN No. 85-1
Supersedes
TN No. —

Approval Date AUG 21 1985

Effective Date APR 1 1985

HCFA ID: 4093E/0002P

OFFICIAL

Revision: HCFA-PM-91-4 (BPD)
AUGUST 1991

SUPPLEMENT 9 TO ATTACHMENT 2.6-A
Page 2
OMB No.: 0938-

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: New Jersey

b. ☒ The period of ineligibility is less than 24 months, as specified below:

c. ☒ The agency has provisions for waiver of denial of eligibility in any instance where the State determines that a denial would work an undue hardship.

OBSOLETE

TN No. 91-45 Approval Date FEB 4 1992 Effective Date OCT 01 1991
Supersedes
TN No. 85-7

HCFA ID: 7985E

OFFICIAL

Revision: HCFA-PM-91-4 (BPD)
AUGUST 1991

SUPPLEMENT 9 TO ATTACHMENT 2.6-A
Page 3
OMB No.: 0938-

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: New Jersey

2. ~~Transfer~~ of the home of an individual who is an inpatient in a medical institution.

☒ A period of ineligibility applies to inpatients in an SNF, ICF or other medical institution as permitted under section 1917(c)(2)(B)(i).

- a. Subject to the exceptions on page 2 of this supplement, an individual is ineligible for 24 months after the date on which he disposed of the home. However, if the uncompensated value of the home is less than the average amount payable under this plan for 24 months of care in an SNF, the period of ineligibility is a shorter time, bearing a reasonable relationship (based on the average amount payable under this plan as medical assistance for care in an SNF) to the uncompensated value of the home as follows:

OBSOLETE

TN No. 91-45 ^{FE} 4 1992
Supersedes 85-7 Approval Date _____ Effective Date OCT 01 1991
TN No. _____ HCFA ID: 7985E

OFFICIAL

Revision: HCFA-AT-85-3 (BERC)
FEBRUARY 1985

SUPPLEMENT 9 TO ATTACHMENT 2.6-A
Page 4

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: NEW JERSEY

- b. ☒ Subject to the exceptions on page 2 of this supplement, if the uncompensated value of the home is more than the average amount payable under this plan as medical assistance for 24 months of care in an SNF, the period of ineligibility is more than 24 months after the date on which he disposed of the home. The period of ineligibility bears a reasonable relationship (based upon the average amount payable under this plan as medical assistance for care in an SNF) to the uncompensated value of the home as follows:

TN No. 85-7
Supersedes
TN No. -

Approval Date AUG 21 1985

Effective Date APR 1 1985

HCFA ID: 4093E/0002P

OFFICIAL

Revision: HCFA-PM-91-4 (BPD)
AUGUST 1991

SUPPLEMENT 9 TO ATTACHMENT 2.6-A
Page 5
OMB No.: 0938-

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
New Jersey
State: _____

No individual is ineligible by reason of item A.2
if--

- (i) A satisfactory showing is made to the agency (in accordance with any regulations of the Secretary of Health and Human Services) that the individual can reasonably be expected to be discharged from the medical institution and to return to that home;
- (ii) Title to the home was transferred to the individual's spouse or child who is under age 21, or (for States eligible to participate in the State program under title XVI of the Social Security Act) is blind or permanently and totally disabled or (for States not eligible to participate in the State program under title XVI of the Social Security Act) is blind or disabled as defined in section 1614 of the Act;
- (iii) A satisfactory showing is made to the agency (in accordance with any regulations of the Secretary of Health and Human Services) that the individual intended to dispose of the home either at fair market value or for other valuable consideration; or
- (iv) The agency determines that denial of eligibility would work an undue hardship.

OBSOLETE

TN No. 91-45

Supersedes
TN No. 05-7

Approval Date FEB 4 1991

Effective Date OCT 01 1991

HCFA ID: 7985E

OFFICIAL

Revision: HCFA-PM-91-4 (BPD)
AUGUST 1991

SUPPLEMENT 9 TO ATTACHMENT 2.6-A
Page 6
OMB No.: 0938-

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: New Jersey

3. 1902(f) States



Under the provisions of section 1902(f) of the Social Security Act, the following transfer of resource criteria more restrictive than those established under section 1917(c) of the Act, apply:

B. Other than those procedures specified elsewhere in the supplement, the procedures for implementing denial of eligibility by reason of disposal of resources for less than fair market value are as follows:

1. If the uncompensated value of the transfer is \$12,000 or less:

2. If the uncompensated value of the transfer is more than \$12,000:

OBSOLETE

TN No. 91-45

Supersedes

TN No. 85-7

Approval Date FEB 4 1992

Effective Date OCT 01 1991

HCFA ID: 7985E

OFFICIAL

Revision: HCFA-PM-91-4 (BPD)
AUGUST 1991

SUPPLEMENT 9 TO ATTACHMENT 2.6-A
Page 7
OMB No.: 0938-

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: New Jersey

3. If the agency sets a period of ineligibility of less than 24 months and applies it to all transfers of resources (regardless of uncompensated value):

4. Other procedures:

OBSOLETE

TN No. 91-45
Supersedes 85-7 Approval Date FEB 4 1992 Effective Date OCT 01 1991
TN No. 85-7 HCFA ID: 7985E

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: New Jersey

Transfer of Resources
Hardship Provision

1917(c) of the Act

An institutionalized person shall not be denied eligibility for nursing facility services, equivalent services in a medical institution, or home & community-based services by reason of resources determined to have been disposed of for less than fair market value under the terms of section 1917c of the Act, where the state determines that denial of eligibility on that basis would work an undue hardship.

TN NO. 90-20
Supercedes
TN NO. 90-15

Approval Date JAN 23 1991
Effective Date APR 01 1990